

REMARKS

At the issuance of the outstanding Office Action claims 1-18 were pending in the application. Claim 15 stands rejected under 35 USC§112 and claims 1-18 stand rejected under USC§103(a).

Claim 15 has been amended to depend from claim 14 which recites the limitation "the metal hydrogenation component" and therefore has sufficient antecedent basis.

Claims 1-18 stand rejected under 35 USC§103. More specifically claims 1, 3-5, 10-15 and 16-18 stand rejected under 35 USC§103(a) as being unpatentable over Miller (US5833837) in view of Baker (US5951848). Applicants respectfully traverse this rejection for at least the following reasons.

The present invention relates to a process for producing a stable lubricant bright stock, a lubricating oil of high viscosity obtained from residues of petroleum distillation by dewaxing. The feed to the process is a petroleum residuum-derived stream having designated contents of sulfur and nitrogen. In the process according to the invention, the residuum-derived stream undergoes a deep cut distillation at a cut point in the range of 1150° F to 1300° F to produce a heavy fraction and at least one light fraction. The light fraction is hydrocracked under lube hydrocracking conditions and at least a portion of the hydrocracked stream is contacted with a hydroisomerization catalyst and hydrogen under hydroisomerization conditions to produce the lubricant bright stock.

The Miller reference discloses a process for making a light and a heavy base oil. The present invention is a process for making a bright stock, which has a

higher viscosity than the base oil of the Miller reference. In this regard, applicants invite the Examiner's attention to Table 3 of the Miller reference in which the heavy oil had a 100° C viscosity of at most about 13cSt, well below the 15+cSt or 20+cSt typical of bright stock.

The outstanding Office Action recognizes that the Miller reference does not disclose the designated concentrations of sulfur and nitrogen of the present claims. In this regard, applicants invite the Examiners' attention to lines 12-14 of the present specification which indicates that the method of the invention depends at least in part of the quality of the feed stock.

The Miller reference discloses a wide variety of waxy feed stocks that may be used in that process, including whole crudes, reduced crudes, vacuum tower distillates, atmospheric tower residua, cycle oils, gas oils, vacuum gas oils, synthetic crudes and other heavy oils. The Miller reference considers all these feed stocks to be equivalent for the purpose of the process disclosed in the reference. On the other hand, the present invention uses a specific petroleum residuum-derived stream. Indeed, such a heavy stream is necessary to be able to remove the heavy fraction having a distillation cut point in the range of 1150° F to 1300° F. The Miller reference neither discloses nor suggests conducting a deep cut distillation on any of its feeds.

What is potentially confusing is that the "heavy fraction" of the Miller reference is analogous to the "light fraction" of the present invention. What is called the "light fraction" in the present invention would be, for example, a 700 ° F to 1200 ° F distillate as shown in the Example of the present specification. In the Miller reference, the "heavy fraction" is dewaxed using a conventional dewaxing catalyst such as ZSM-5 under cracking conditions. See claim 1, step d. In the present invention the light fraction (analogous to the "heavy fraction" in the Miller reference) is dewaxed in the presence of a

hydroisomerization catalyst under hydroisomerization conditions. Thus, the Miller reference neither discloses nor suggests the present invention and actually teaches away from it.

The outstanding Office Action relies on the Baker reference for its disclosure of a feed stock derived from a hydrocracked crude oil residuum with a concentration of sulfur less than about 39ppm and a concentration of nitrogen less than about 2300ppm. As pointed out above, there is nothing in the Miller reference that would motivate a person of ordinary skill to select a residuum-derived feedstock. Such motivation is only found in applicants' own disclosure. Although the Baker reference discusses hydrocracking crude oil residua, it does not teach making a bright stock. Also, it does not teach distilling the residua at 1150° F - 1300° F in bright stock manufacturing. Finally, even assuming for the sake of argument that it would have been obvious to modify the process of Miller to include a feed stock derived from the hydrocracked crude oil residuum as disclosed by Baker, the combination would neither disclose nor suggest the present invention in light of the deficiencies of the Miller reference pointed out above.

The disclosure in the Miller reference of an isomerization catalyst which is a SAPO-11 catalyst with a platinum component does not render the claimed invention obvious because the process in the Miller reference involves contacting a much lighter fraction with the isomerization catalyst than the heavier fraction that is hydroisomerized in the present invention in step (d).

The further grounds of rejection are all based on the Miller reference. In light of the prior discussion of that reference, applicants respectfully traverse the rejections for claim 2, claim 6 and claim 7-9.

In summary, the cited references neither disclose nor suggest a process for making a lubricant bright stock from a residuum-derived feed having designated levels of sulfur and nitrogen from which a very heavy fraction is removed by a deep cut distillation and in which a heavy oil is dewaxed under hydroisomerization conditions.

In light of the foregoing, applicants respectfully request a favorable reconsideration of the outstanding Office Action and an early Notice of Allowance.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'S. H. Roth', is written over a horizontal line.

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